

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

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2008 SEP 24 P 3:22

Sandie Parker, #318952,
Petitioner,
v.
Warden, Leath Correctional Institution,
Respondent.

Civil Action No. 9:08-2566-SB-GCK

ORDER

This matter is before the Court on the *pro se* Petitioner's request for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Pursuant to Local Rule 73.02(B)(2)(a), this matter was referred to a United States Magistrate Judge for preliminary review.

On August 21, 2008, the Magistrate Judge issued a report and recommendation ("R&R") analyzing the issues and recommending that the Court dismiss the present action in light of the Petitioner's failure to exhaust her state remedies. Attached to the R&R was a notice advising the Petitioner that she may file specific, written objections to the R&R within ten days after being served with a copy. To date, no written objections have been filed.


Absent timely objection from a dissatisfied party, a district court is not required to review, under a *de novo* or any other standard, a Magistrate Judge's factual or legal conclusions. Thomas v. Arn, 474 U.S. 140, 150 (1985); Wells v. Shriners Hosp., 109 F.3d 198, 201 (4th Cir. 1997). Here, because no objections have been filed, the Court need not conduct a *de novo* review of any portions of the R&R. Accordingly, the Court hereby adopts the Magistrate Judge's R&R as the Order of this Court, and it is

ORDERED that the Petitioner's § 2254 petition is dismissed without prejudice and

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without issuance and service of process.

IT IS SO ORDERED.


The Honorable Sol Blatt, Jr.
Senior United States District Judge

September 24, 2008
Charleston, South Carolina

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